

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

Supplement to JS 44 Civil Cover Sheet  
Cases Removed from State District Court

This form must be filed with the Clerk's Office no later than the **first business day** following the filing of the Notice of Removal. Additional sheets may be used as necessary.

The attorney of record for the removing party **MUST** sign this form.

**STATE COURT INFORMATION:**

1. Please identify the court from which the case is being removed; the case number; and the complete style of the case.

Cause No. D-1-GN-16-003079

Wesley Scott v. Capital Safety, Inc., 3M Company, American Tower Corporation, American Towers LLC, American Towers, Inc., American Tower Management, LLC, American Tower, L.P and Mastec North America, Inc.  
In the 261st Judicial District Court of Travis County, Texas

2. Was jury demand made in State Court? Yes ☒ No ☐

If yes, by which party and on what date?

<u>Wesley Scott</u>	<u>Jul 15, 2016</u>
Party Name	Date

**STATE COURT INFORMATION:**

1. List all plaintiffs, defendants, and intervenors still remaining in the case. Also, please list the attorney(s) of record for each party named and include the attorney's firm name, correct mailing address, telephone number, and fax number (including area codes).

PLAINTIFF: WESLEY SCOTT

Jason A. Itkin

Cory D. Itkin

Noah M. Wexler

Ryan S. MacLeod

ARNOLD & ITKIN, LLP

6009 Memorial Drive

Houston, TX 77007

Phone: (713) 222-3800

Fax: (713) 222-3850

**STATE COURT INFORMATION: CONTINUED**

1. List all plaintiffs, defendants, and intervenors still remaining in the case. Also, please list the attorney(s) of record for each party named and include the attorney's firm name, correct mailing address, telephone number, and fax number (including area codes).

DEFENDANTS DB INDUSTRIES, LLC d/b/a  
CAPITAL SAFETY USA and 3M COMPANY  
Christina A. Culver  
Zandra E. Foley  
THOMPSON, COE, COUSINS & IRONS, L.L.P.  
One Riverway, Suite 1400  
Houston, TX 77056  
Phone: (713) 403-8210  
Fax: (713) 403-8299

DEFENDANTS AMERICAN TOWER, L.P.,  
AMERICAN TOWER MANAGEMENT, LLC,  
AMERICAN TOWERS, INC., AMERICAN TOWERS, LLC  
and AMERICAN TOWER CORPORATION  
Joanna Lippman Salinas  
R. John Prudhomme  
FLETCHER, FARLEY, SHIPMAN & SALINAS, L.L.P.  
1717 W. 6th Street, Suite 300  
Austin, TX 78703  
Phone: (512) 476-5300  
Fax: (512) 476-5771

2. List all parties that have not been served at the time of the removal, and the reason(s) for non-service.

At this time, it does not appear that Capital Safety has been served. 3M has not knowledge as to why plaintiff has yet to effectuate service. 3M does not know whether Mastech North America, Inc. has been served, but it has yet to make an appearance at the time of 3M's removal. Again, 3M is unaware why plaintiff has not effectuated service of any party.

3. List all parties that have been non-suited, dismissed, or terminated, and the reason(s) for their removal from the case.

3M is unaware of any responsive parties.

**COUNTERCLAIMS, CROSS-CLAIMS, and/or THIRD-PARTY CLAIMS:**

1. List separately each counterclaim, cross-claim, or third-party claim still remaining in the case and designate the nature of each such claim. For each counterclaim, cross-claim, or third-party claim, include all plaintiffs, defendants, and intervenors still remaining in the case. Also, please list the attorney(s) of record for each party named and include the attorney's firm name, correct mailing address, telephone number, and fax number (including area codes).

3M is currently unaware of any counter-claims, cross-claims, or third party claims.

**VERIFICATION:**



Attorney for Removing Party

Aug 22, 2016

Date

3M Company  
Party/Parties